Attorney Docket 047763-5014 IN THE UNITED STATES PATENT AND TRADEMARK OFF In re Application of: Dirk OSTERMANN et al. Group Art Unit: 2856 Application No.: 09/509,215 International Filing Date: September 25, 1998 Examiner: T. Noland TC 2800 MAIL ROOM Filed: February 7, 2001 APPARATUS FOR REMOVING A For: SAMPLE FROM AN ARRAY OF SAMPLES AND A CUTTING TOOL FOR USE WITH THAT APPARATUS Commissioner for Patents Washington, D.C. 20231

PETITION UNDER CFR § 1.59(b)

This is a Petition under 37 CFR § 1.59(b) respectfully requesting expungement and return of an unrelated document inadvertently filed in the above-referenced application. As identified by the Examiner in the Office Action dated May 2, 2002, the seven (7) page document enclosed in same Office Action is unrelated to the above-referenced application. Expungement and return of this document is respectfully requested.

06/05/2002 AWONDAF1 00000079 500310 09509215 01 FC:122

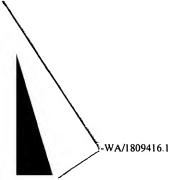
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OFFICE OF THE SPECIAL PROGRAMS EXAMINER



The \$130.00 petition fee required by 37 C.F.R. § 1.17(h) may be charged to Deposit Account No. 50-0310. If there are any additional fees due in connection with the filing of this paper, please charge the fees to our Deposit Account No. 50-0310.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

By

Michele Van Patten Frank

Reg. No. 37,028

Dated: June 3, 2002 Customer No. 009629

MORGAN, LEWIS & BOCKIUS LLP

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